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KERALA GAZETTE

EXTRAORDINARY

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GOVERNMENT OF KERALA

LAW DEPARTMENT

NOTIFICATION

No. 372|J2|63|Law. *Dated, Trivandrum, 31st January, 1963| 11th Magha, 1684.*

The following Act of the Kerala State Legislature is hereby published for general information. The Bill as passed by the Legislative Assembly received the assent of the Governor on the 30th day of January, 1963.

By order of the Governor,

P. SANKARAN ELAYATH,
Law Secretary.

ACT 6 OF 1963

THE KERALA GIFT GOODS (UNLAWFUL POSSESSION) ACT, 1963

Act to provide for the punishment of the offence of unlawful possession of gift goods supplied by certain relief organisations.

Preamble.—WHEREAS it is expedient to provide for the punishment of the offence of unlawful possession of gift goods supplied by certain relief organisations;

BE it enacted in the Thirteenth Year of the Republic of India as follows:—

1. *Short title, extent and commencement.*—(1) This Act may be called the Kerala Gift Goods (Unlawful Possession) Act, 1963.

(2) It extends to the whole of the State of Kerala.

(3) It shall come into force at once.

2. *Definitions.*—In this Act, unless the context otherwise requires,—

(1) "gift goods" means any of the following goods, namely:—

(a) corn-meal;

(b) milk powder;

(c) vegetable oil (soya bean oil or sunflower seed oil) supplied, by way of gift, by any relief organisation to any State Government or to the Central Government or to any other person on behalf of such Government;

(2) "relief organisation" means any organisation specified in the Schedule.

3. *Unlawful possession of gift goods.*—If any person is found, or is proved to have been, in possession of any gift goods reasonably suspected of being stolen or unlawfully obtained, and cannot account satisfactorily how he came by the same, he shall be punished with imprisonment for a term which may extend to two years, or with fine, or with both.

4. *Offences under the Act to be cognizable.*—(1) Notwithstanding anything contained in the Code of Criminal Procedure, 1898 (Central Act 5 of 1898) any offence under this Act shall be deemed to be a cognizable offence within the meaning of that Code.

(2) No court below that of a Magistrate of the First Class shall try any offence under this Act.

5. *Power to amend Schedule.*—The Government may, by notification in the Gazette, add any organisation to, or omit any organisation from, the Schedule; and on the publication of such notification, such organisation shall be deemed to be included in, or as the case may be, omitted from, the Schedule.

6. *Notification to be placed before the Legislative Assembly.*—Every notification issued under this Act shall be laid, as soon as may be, after it is issued, before the Legislative Assembly while it is in session for a total period

teen days which may be comprised in one session or in successive sessions, and if, before the expiry of the on in which it is so laid, or the session immediately ing, the Legislative Assembly makes any modification the notification or decides that the notification should not issued, the notification shall thereafter have effect only ich modified form or be of no effect, as the case may be; however that any such modification or annulment shall be out prejudice to the validity of anything previously done that notification.

THE SCHEDULE

[See section 2(2)]

1. United Nations International Children Emergency Fund (UNICEF).
2. Co-operative for American Relief Everywhere (CARE).
3. Church World Service.
4. Lutheren World Relief.
5. Catholic Relief Service.

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